



# UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE  
United States Patent and Trademark Office  
Address: COMMISSIONER FOR PATENTS  
P.O. Box 1450  
Alexandria, Virginia 22313-1450  
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
-----------------	-------------	----------------------	---------------------	------------------

10/530,262

04/05/2005

Masahiko Koike

084437-0172

4696

22428 7590 01/12/2009  
FOLEY AND LARDNER LLP  
SUITE 500  
3000 K STREET NW  
WASHINGTON, DC 20007

EXAMINER

WELTER, RACHAEL E

ART UNIT

PAPER NUMBER

1611

MAIL DATE

DELIVERY MODE

01/12/2009

PAPER

**Please find below and/or attached an Office communication concerning this application or proceeding.**

The time period for reply, if any, is set in the attached communication.

<b>Interview Summary</b>	<b>Application No.</b> 10/530,262	<b>Applicant(s)</b> KOIKE ET AL.	
	<b>Examiner</b> RACHAEL E. WELTER	<b>Art Unit</b> 1611	

All participants (applicant, applicant's representative, PTO personnel):

(1) RACHAEL E. WELTER. (3) Stephen Maebius.

(2) Lakshmi Channavajjala. (4) Bruce Wu.

Date of Interview: 06 January 2009.

Type: a) ☒ Telephonic b) ☐ Video Conference  
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☒ No.  
If Yes, brief description: \_\_\_\_\_.

Claim(s) discussed: 15-25.

Identification of prior art discussed: Lilliott, Zhuang, Cutie.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Applicant argued that the prior art does not teach the newly amended claims. The examiner notes that the claims were newly amended to include pioglitazone as an insulin sensitizer and the median particle sizes of both pioglitazone (1-25 um) and biguanide (10-100um). The examiner will reconsider the claims pending a further search.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Lakshmi S Channavajjala/ Primary Examiner, Art Unit 1611	/RACHAEL E WELTER/ Examiner, Art Unit 1611
--	---